

Calendar No. 11

82D CONGRESS }
1st Session }

SENATE

{
REPORT
No. 10

DELFO GIORGI

JANUARY 17 (legislative day, JANUARY 8), 1951.—Ordered to be printed

Mr. McCARRAN, from the Committee on the Judiciary, submitted the following

REPORT

[To accompany S. 52]

The Committee on the Judiciary, to which was referred the bill (S. 52) for the relief of Delfo Giorgi, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

PURPOSE OF THE BILL

The purpose of the bill is to grant the status of permanent residence in the United States to Delfo Giorgi. The bill provides for an appropriate quota deduction and for the payment of the required visa fee and head tax.

STATEMENT OF FACTS

The beneficiary of the bill is a 29-year-old native and citizen of Italy who last entered the United States as a visitor on July 19, 1949. He is residing with an uncle, Gus Pucinelli, who is a citizen of the United States and a resident of Elko, Nev. It is stated that Mr. Pucinelli is an elderly man and needs the services of the beneficiary of the bill in his business.

A letter dated February 8, 1950, to the chairman of the Senate Committee on the Judiciary from the Assistant to the Attorney General, with reference to a bill which was introduced in the Eighty-first Congress for the relief of the same alien, reads as follows:

DEPARTMENT OF JUSTICE,
Washington, February 8, 1950.

Hon. PAT McCARRAN,
Chairman, Committee on the Judiciary,
United States Senate, Washington, D. C.

MY DEAR SENATOR: This is in response to your request for the views of the Department of Justice relative to the bill (S. 2586) for the relief of Delfo Giorgi, an alien.

The bill would provide that, for the purpose of the immigration and naturalization laws, Delfo Giorgi shall be considered to have been lawfully admitted to the United States for permanent residence as of the date of his last entry into the United States, upon the payment of the required visa fee and head tax. It would also direct the Secretary of State to instruct the quota-control officer to deduct one number from the appropriate immigration quota.

The files of the Immigration and Naturalization Service of this Department disclose that the alien is a native and citizen of Italy, having been born in that country on February 22, 1921. He last entered the United States at the port of New York on July 19, 1949, when he was admitted as a temporary visitor until January 18, 1950.

Mr. Giorgi testified that he was unmarried, and that his parents reside at Fagnano, Lucca, Italy. He is visiting in the United States with an uncle, Gus Puccinelli, a merchant, in Elko, Nev. A shop owner himself, Mr. Giorgi advised that he did not come to this country to seek employment, although he desires to remain here as long as possible. He claims to have been a bona fide visitor at the time of his entry and to have maintained that status. There is nothing in the file to indicate that he is not a person of good moral character.

The quota of Italy, to which the alien is chargeable, is oversubscribed, and an immigration visa is not readily obtainable. The record presents no facts, however, which would justify granting him exemption from the requirements of the immigration laws. In recent years, many aliens have entered the United States as temporary visitors and thereafter endeavored to remain permanently. The enactment of special legislation in Mr. Giorgi's behalf would undoubtedly encourage others, in whose cases immigration visas are not readily obtainable, to seek exemption from the general immigration laws.

Accordingly, the Department of Justice is unable to recommend enactment of the bill.

Yours sincerely,

PEYTON FORD,
The Assistant to the Attorney General.

A number of affidavits in support of the bill have been submitted to the Senate Committee on the Judiciary, among which are the following:

AFFIDAVIT

STATE OF NEVADA,
County of Elko, ss:

Gus Puccinelli, being first duly sworn, deposes and says that he is 70 years of age and has been in America for 46 years and is an American citizen; that he owns and operates a business in the city of Elko, State of Nevada; that he is financially independent.

That his business consists of a grocery and meat market and that at the present time he operates the said business by himself, along with his brother Fred Puccinelli; that your affiant will be unable to actively participate in the operation of said business for a much longer period of time and that he has no one to whom he can turn over his interest in the said business. That he has one son who is actively engaged in the practice of law and is therefore unable to help in the operation of the business; that his only daughter is married and has a family of her own.

That Delfo Giorgi is the nephew of your affiant and has been residing with him for approximately a year; that your affiant knows Delfo Giorgi to be a man of high moral character. That if Delfo Giorgi were permitted to stay in the United States and become a citizen of this country, as he desires to do, your affiant can guarantee that the said Delfo Giorgi will be financially independent.

That your affiant has lived in Elko County, Nev., for a number of years and knows the extreme and critical need for sheepherders in and around the Elko

County area; that Delfo Giorgi is qualified as a sheepherder and would be willing to accept such employment if he were able to do so.

GUS PUCCINELLI.

Subscribed and sworn to before me this 31st day of July 1950.

F. GRANT SAWYER,
Notary Public.

My commission expires July 1, 1952.

AFFIDAVIT

STATE OF NEVADA,
County of Elko, ss:

Charles Osborn, being first duly sworn, deposes and says that he is the manager of the First National Bank, city of Elko, State of Nevada branch; that he knows the financial status of Gus Puccinelli and knows him to be a man of substantial means. That Gus Puccinelli is a man of high moral standing in his community and is honest and fair in his business dealings. That he is a man of 70 years of age and operates a grocery and meat market in the city of Elko, State of Nevada; that no members of his immediate family are in a position to give assistance in the operation of his business; that he will not be able to carry on the business for a much longer period of time by himself and is badly in need of help at the present time.

That his nephew, Delfo Giorgi, has been residing with him for approximately a year. That from what your affiant knows of the said Delfo Giorgi he is honest, hard working and sincere; that he is able and competent to render the assistance needed by his uncle, Gus Puccinelli; that he would make an honest, loyal and in every way a desirable American citizen.

CHARLES OSBORN.

Subscribed and sworn to before me this 31st day of July, 1950.

[SEAL]

F. GRANT SAWYER,
Notary Public.

My commission expires July 1, 1952.

AFFIDAVIT

STATE OF NEVADA,
County of Elko, ss:

Delfo Giorgi, being first duly sworn, deposes and says, that he is an Italian citizen; that he has been in the United States for approximately 1 year and that during this time he has been residing with his uncle, Gus Puccinelli, in the city of Elko, State of Nevada.

That prior to coming to the United States your affiant was most of the time unemployed in Italy; that since arriving in the United States your affiant has not been gainfully employed, due to immigration restrictions on such employment, but that he knows that his uncle, Gus Puccinelli, a man of 70 years of age, who operates a market in the city of Elko is badly in need of help in the operation of the business; that his uncle, Gus Puccinelli, has none of his immediate family who can give him assistance in the operation of the store; that his uncle is an elderly man and will not be able to actively operate the business by himself for much longer period of time. That your affiant has also learned that there is a critical need for sheepherders in the Elko area; that your affiant is qualified for such employment and would be willing to accept such employment if he were allowed to remain in the United States.

That your affiant knows and understands the American way of life and the principals of democracy and is desirous of becoming an American citizen

DELFO GIORGI.

Subscribed and sworn to before me this 31st day of July 1950.

[SEAL]

F. GRANT SAWYER, Notary Public.

My commission expires July 1, 1952.

The committee, after consideration of all the facts in the case, is of the opinion that the bill (S. 52) should be enacted.

The first of the year was a very dry one, and the crops were much affected by the drought.

The second of the year was a very wet one, and the crops were much affected by the rain.

The third of the year was a very dry one, and the crops were much affected by the drought.

The fourth of the year was a very wet one, and the crops were much affected by the rain.

The fifth of the year was a very dry one, and the crops were much affected by the drought.

The sixth of the year was a very wet one, and the crops were much affected by the rain.

The seventh of the year was a very dry one, and the crops were much affected by the drought.

The eighth of the year was a very wet one, and the crops were much affected by the rain.

The ninth of the year was a very dry one, and the crops were much affected by the drought.

The tenth of the year was a very wet one, and the crops were much affected by the rain.

The eleventh of the year was a very dry one, and the crops were much affected by the drought.

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The fifteenth of the year was a very dry one, and the crops were much affected by the drought.

The sixteenth of the year was a very wet one, and the crops were much affected by the rain.

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The twenty-first of the year was a very dry one, and the crops were much affected by the drought.

The twenty-second of the year was a very wet one, and the crops were much affected by the rain.

The twenty-third of the year was a very dry one, and the crops were much affected by the drought.